



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

James R. Casciani et al.

Application No.: 10/698,962

Filed: October 30, 2003

For: PULSE OXIMETER AND SENSOR
OPTIMIZED FOR LOW SATURATION

Examiner: Matthew J. Kremer

Art Unit: 3736

SUPPLEMENTAL INFORMATION
DISCLOSURE STATEMENT UNDER 37
CFR §1.97 and §1.98

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

January 3, 2005

Sir:

The references cited on attached form PTO/SB/08A and PTO/SB/08B are being called to the attention of the Examiner. A copy of the cited non-patent references is enclosed.

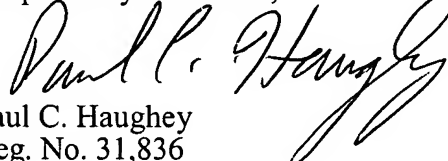
It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR §1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

This IDS is being filed before the mailing date of the final Office Action or Notice of Allowance.

Please charge the IDS fee of \$180 to Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

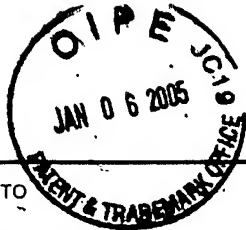
Respectfully submitted,


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60390082 v1



Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 2

Complete if Known

Application Number	10/698,962
Filing Date	October 30, 2003
First Named Inventor	James R. Casciani
Art Unit	3736
Examiner Name	Matthew J. Kremer
Attorney Docket Number	009103-009740US

U.S. PATENT DOCUMENTS+

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number Kind Code ² (if known)			
	1	6,813,511	11-02-2004	Diab et al.	
	2	6,792,300	09-14-2004	Diab et al.	
	3	6,770,028	08-03-2004	Ali et al.	
	4	6,714,804	03-30-2004	Al Ali et al.	
	5	6,684,090	01-27-2004	Ali et al.	
	6	6,678,543	01-13-2004	Diab et al.	
	7	6,584,336	08-24-2003	Ali et al.	
	8	6,606,511	08-12-2003	Ali et al.	
	9	6,397,091	05-28-2002	Diab et al.	
	10	6,334,065	12-25-2001	Al Ali et al.	
	11	6,285,896	09-04-2001	Tobler et al.	
	12	6,256,523	07-03-2001	Diab et al.	
	13	6,011,986	01-04-2000	Diab et al.	
	14	5,823,950	10-20-1998	Diab et al.	
	15	5,782,757	07-21-1998	Diab et al.	
	16	5,758,644	06-02-1998	Diab et al.	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³	Number ⁴	Kind Code ⁵ (if known)				

Examiner
SignatureDate
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² Kind Codes of U.S. Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.



INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)		Complete if Known			
		Application Number	10/698,962		
		Filing Date	October 30, 2003		
		First Named Inventor	James R. Casciani		
		Art Unit	3736		
		Examiner Name	M. Kremer		
Sheet	2	of	2	Attorney Docket Number	009103-009740US

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	17	KÄSTLE et al. "A New Family of Sensors for Pulse Oximetry," Hewlett-Packard Journal pp. 1-17 (Feb 1997).	

Examiner Signature		Date Considered	
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* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.